

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Solomon, M.  
APPLICATION No.: 10/560,557  
INTERNATIONAL APPLICATION NO.: PCT/US2004/018985 EXAMINER: Not yet assigned  
INTERNATIONAL FILING DATE: 16 June 2004 ART UNIT: Not yet assigned  
FOR: METHODS FOR TREATING SLEEP DISORDERS

**Mail Stop PCT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

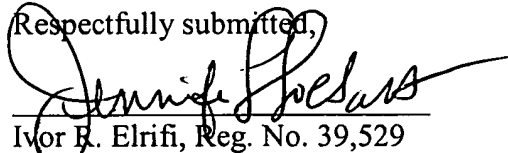
**TRANSMITTAL LETTER**

Transmitted herewith for filing in the present application are the following documents:

1. Copy of Notification of Missing Requirements (2 pages);
2. Response to Notification of Missing Requirements (1 page);
3. Combined Declaration and Power of Attorney (2 pages);
4. Request for Refund (1 page, in duplicate); and
5. Return Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 20712-506 NATL. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,  
  
Ivor R. Elrifi, Reg. No. 39,529  
Heidi A. Erlacher, Reg. No. 45,409  
Jennifer L. Loebach, Reg. No. 57,977  
Attorneys for Applicants  
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Tel: (617) 542-6000  
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Customer No. 30623

Dated: April 28, 2006

Express Mail Label No.: EV695513605US

Date of Deposit: April 28, 2006

Attorney Docket No. 20712-506 NATL.

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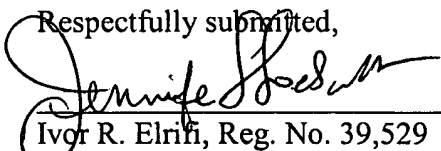
**RESPONSE TO NOTIFICATION OF  
MISSING REQUIREMENTS UNDER 35 U.S.C. 371**

In response to the Notification of Missing Requirements under 35 U.S.C. 371, mailed March 16, 2006, Applicant submits herein an executed Combined Declaration and Power of Attorney, and a copy of the Notification of Missing Requirements. This response is due on or before May 16, 2006.

As stated on the Notification of Missing Requirements, a previous payment of \$180 will be applied to the additional \$65.00 surcharge fee. However, please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 20712-506 NATL.

05/03/2006 GFREY1 00000143 500311 10560557  
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Respectfully submitted,



Ivor R. Elrifi, Reg. No. 39,529  
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Dated: April 28, 2006

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Attorney Docket No.: 20712-506 NATL



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/560,557	Michael Solomon	20712-506 NATL

INTERNATIONAL APPLICATION NO.
PCT/US04/18985

I.A. FILING DATE	PRIORITY DATE
06/16/2004	06/16/2003

Ivor R Elrifi  
Mintz, Levin Cohn Ferris Glovsky and Popeo  
One Financial Center  
Boston, MA 02111

Done By	
<input checked="" type="checkbox"/> Data Entry	<i>MG</i>
<input checked="" type="checkbox"/> Docket Entry	<i>MG</i>
<input type="checkbox"/> Docket Cross Off	<i>MG</i>
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CONFIRMATION NO. 2860

371 FORMALITIES LETTER



\*OC000000018286593\*

Date Mailed: 03/16/2006

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/12/2005
- Preliminary Amendments filed on 12/12/2005
- Small Entity Statement filed on 12/12/2005
- U.S. Basic National Fees filed on 12/12/2005

RECEIVED

MAR 23 2006

MINTZ LEVIN, BOSTO.  
PATENT DOCKET DEP

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$-115** for a Small Entity:

- \$65 Surcharge.

(A previous payment of \$180 will be applied to the additional fees indicated above.)

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/560,557	PCT/US04/18985	20712-506 NATL

FORM PCT/DO/EO/905 (371 Formalities Notice)